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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,)	No. CR 12-0860 YGR
)	
Plaintiff,)	
)	STIPULATION AND ORDER
v.)	DOCUMENTING
)	EXCLUSION OF TIME
SALEEM M. KHAN)	
)	
Defendant.)	

With the agreement of the parties in open court on May 2, 2013 and May 16, 2013, and with the consent of the defendant Saleem M. Khan (“defendant”), the Court enters this order documenting the exclusion of time under the Speedy Trial Act, 18 U.S.C. § 3161, from May 2, 2013 to August 26, 2013. The Court finds and holds, as follows:

1. The defendant appeared before the Court on May 2, 2013. At that appearance, the Court set a trial date for August 26, 2013. Counsel for the defendant informed the Court that he would be having a medical procedure conducted in the coming weeks that would prevent him from beginning a trial before that time. The parties agreed that for those reasons, and to allow counsel sufficient time to effectively prepare for trial, time should be excluded under the Speedy Trial Act from May 2, 2013 to August 26, 2013. At the May 2, 2013 hearing, the Court ordered the parties to appear on May 16,

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2013 to set pretrial dates.

2. Counsel for the parties appeared on May 16, 2013. At that appearance, the Court adopted the parties' agreed-upon dates for filing of pretrial motions, for filing of pretrial motions *in limine* and other pretrial papers, and for the pretrial conference. The parties again agreed that time should be excluded from that date to August 26, 2013 for effective preparation of defense counsel.

3. Based on these facts, the Court finds that, taking into the account the public interest in the prompt disposition of criminal cases, setting this matter for trial on August 26, 2013 is necessary for effective preparation of defense counsel. See 18 U.S.C. § 3161(h)(7)(B)(iv). Given these circumstances, the Court finds that the ends of justice served by excluding the period from May 2, 2013 to August 26, 2013 outweigh the best interest of the public and the defendant in a speedy trial. Id. § 3161(h)(7)(A).

4. Accordingly, and with the consent of the defendant, the Court orders that the period from May 2, 2013 to August 26, 2013 be excluded from Speedy Trial Act calculations under 18 U.S.C. §§ 3161(h)(1)(D) and 3161(h)(7)(A) and (B)(iv).

SO STIPULATED.

DATED: May 21, 2013

MELINDA HAAG
United States Attorney


/s/
KYLE F. WALDINGER
Assistant United States Attorney

DATED: May 21, 2013

/s/
CHRISTOPHER J. CANNON
Counsel for the defendant SALEEM M. KHAN

IT IS SO ORDERED.

DATED: May 22, 2013


YVONNE GONZALEZ ROGERS
United States District Judge